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U.S. COURT  
DISTRICT OF MASSACHUSETTS

By Fax To: 617-748-9096  
and First Class Mail

November 17, 2004

Lisa Urso, Clerk to Judge Zobel  
United States District Court  
United States Courthouse  
1 Courthouse Way – Suite 2300  
Boston, Massachusetts 02210

Re: Kevin Gibbons and John Conte  
v. Champion Windows of Boston South, L.L.C.  
Civil Action No. 04-10453-RWZ

Dear Ms. Urso:

Judge Zobel requested that counsel report today on the status of settlement efforts in this case.

Defendant's counsel, Adam J. Brodsky, and I have conferred regarding settlement, but have not succeeded in resolving this case. We will continue our efforts toward possible settlement.

A copy of this letter is being faxed and mailed to Attorney Brodsky.

Very truly yours,



Kevin B. Callanan

cc: Adam J. Brodsky, Esq.